



12177/45402 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)

Eric A. NELSON et al.

Serial No.

09/884,730

Filed

June 19, 2001

For

AIRCRAFT DATA SERVICES

Art Unit

3662

RECEIVED

Examiner

TO BE ASSIGNED

NOV 0 6,2002

OFFICE OF PETITIONS

Box DAC

Commissioner of Patents and Trademarks

Washington D.C. 20231

PETITION UNDER 37 C.F.R. §1.137(b) TO REVIVE UNINTENTIONALLY ABANDONED PATENT APPLICATION

Sir:

Applicants respectfully request revival of the above-identified patent application as permitted under 37 C.F.R. §1.137(b). It is Applicants understanding that the above-identified application became abandoned for failure to file a Request to Rescind a Non-Publication Request within 45 days of filing a PCT application. A PCT application was filed on June 19, 2002, and claims priority to the above-identified application. This petition is accompanied by a Request to Rescind the Non-Publication request submitted on June 19, 2001.

The entire delay in filing the required request from the due date for the request until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional.

The petition fee for revival of an unintentionally abandoned patent application entity pursuant to 37 C.F.R. §1.17(m) is \$1,280.00. The Commissioner is authorized to charge the above fees to Kenyon & Kenyon Deposit Account No. 11-0600.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 11-0600.

The Examiner is invited to contact the undersigned to discuss any matter regarding this petition.

Respectfully submitted,

KENYON & KENYON

Dated: November 4, 2002

By:

B. Deiano Jordan (Reg. No. 43,698)

1500 K Street, N.W., Suite 700 Washington, DC 20005-1257

Phone: (202) 220-4200 Fax: (202) 220-4275

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1	SERET TO ANCIMITAL	Complete if Known					
Q,	PE REE TRANSMITTAL	Application Number	09/884,730				
MON	for FY 2001	Filing Date	June 19, 2001	RECEIVED			
	ON O BE	First Named Inventor	Eric A. NELSON et al.	NOV 0 6 2002			
	Gatent fees are subject to annual revision.	Examiner Name	TO BE ASSIGNED.				
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/	TOTAL AMOUNT OF PAYMENT (\$) 1280	Attorney Docket No.	12177/45402				

TOTAL					1200			ey Docke					
METHOD OF PAYMENT (check one)							FEE CALCULATION (continued)						
The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:						3. ADDITIONAL FEES Large Small Entity Entity Fee Fee Fee Fee							
Deposit Account Number		11.000	11-0600						Fee Code	Fee (\$)	Fee Description	Fee Paid	
		11-000							205	65	Surcharge - late filing fee or oath		
							127	50	227	25	Surcharge - late provisional filing fee or cover sheet.		
Account		Kenyon	Kenyon & Kenyon						139	130	Non-English specification		
Name							2,520	147	2,520	For filing a request for reexamination			
Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17								920°	112	920*	Requesting publication of SIR prior to Examiner action		
Applicant claims small entity status. See 37 CFR 1.27								1,840*	113	1,840*	Requesting publication of SIR after Examiner action		
2.	Payme	nt Enclose	d:				115	110	215	55	Extension for reply within first month		
☐ Check ☐ Credit card ☐ Money ☐ Other Order								390	216	195	Extension for reply within second month		
			EEE C				117	890	217	445	Extension for reply within third month		
FEE CALCULATION 1. BASIC FILING FEE							118	1,390	218	695	Extension for reply within fourth month		
Large I	Entity	Small E	ntity				128	1,890	228	945	Extension for reply within fifth month		
				Fee Description			119	310	219	155	Notice of Appeal		
		-	5)		Fee	Paid	120	310	220	155	Filing a brief in support of an appeal		
				Utility filing fee			121	270	221	135	Request for oral hearing		
	• • • • • • • • • • • • • • • • • • • •				138	1,510	138	1,510	Petition to institute a public use proceeding				
108	710	208 3	55	Reissue filing fee			140	110	240	55	Petition to revive - unavoidable		
114	150	214 7	5	Provisional filling	fee		141	1,280	241	620	Petition to revive - unintentional	1280	
								1,240	242	620	Utility issue fee (or reissue)		
	SUBTOTAL (1) (\$)								243	220	Design issue fee		
2. EXTRA CLAIM FEES							144	600	244	300	Plant issue fee		
						Fee	122	130	122	130	Petitions to the Commissioner		
Claims below Paid Total Claims 24 -24** = 0 X 18 = 0						123	130	123	130	Petitions related to provisional applications			
Independent Claims	10	-10**	=	o x	84 =	0	126	180	126	180	Submission of Information Disclosure Stmt		
Multiple Dependent				x [=	0	581	40	581	40	Recording each patent assignment per property (times number of properties)		
Large Entity Small Entity Fee Fee Fee Fee Description				146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))					
Code 103	(\$) 18	Code 203	(\$) 9	•	Claims in excess of 20		149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))		
102	80	202	40	Independent	Independent claims in excess of 3			710	279	355	Request for Continued Examination (RCE)		
104	270	204	135		dependent claim, if not paid						•		
109 80 209 40 *** Reissue independent claims over original patent						169	900	169	900	Request for expedited examination of a design application			
110 18 210 9 "Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) 0 "or number previously paid, if greater; For Reissues, see above													
							Other fee (specify)						
							*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 1280					0	
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SUBMI	TTED BY		Complete (if applicable)				
Name (Print/Type)	B. Delano Jordan	Registration No. Attorney/Agent)	43,698	Telephone	202-220-4275	
Signatu	re	In Jac			Date	November 4, 2002	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Eric A. NELSON et al.

Serial No.: 09/884,730

Filed: June 19, 2001

For: AIRCRAFT DATA SERVICES

Examiner: TO BE ASSIGNED

Art Unit: 3662

REQUEST TO RESCIND NON-PUBLICATION REQUEST UNDER 37 CFR § 1.213(b)

Box PGPUB Assistant Commissioner for Patents Washington, D.C. 20231 RECEIVED
NOV 0 6:2002

OFFICE OF PETITIONS

SIR:

Pursuant to 37 CFR § 1.213(b), the request that the above-identified application, U.S. Serial No. 09/884,730, not be published under 35 USC 122(b) is hereby rescinded. This request is accompanied by a Petition Under 37 C.F.R. §1.137(b) to Revive an Unintentionally Abandoned Patent Application.

Respectfully-submitted,

Dated: November 4, 2002

By:

B. Delano Jordan

Reg. No. 43,698

KENYON & KENYON 1500 K Street, N.W., Suite 700 Washington, D.C. 20005 Tel: (202) 220-4200

Tel: (202) 220-4200 Fax:(202) 220-4201

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